

ONLY SEE THE BOOKS FOR TWO YEARS BACK

Standing Master Montgomery
Refuses to Allow State's Coun-
sel to Examine for Five Years.

SAY TRAVEL HAS INCREASED

Traveling Men Testify That Re-
duction in Fares Has Had
This Effect.

[Special to The Times-Dispatch.]
RICHMOND, N. C., October 1.—The ex-
amination of witnesses was taken up
to-day here before Standing Master W.
A. Montgomery in the litigation by the
Southern Railway Company to test the
constitutionality of the 2-1-4 cent pas-
senger rate act, passed by the last
Legislature, this being a sitting for the
hearing of evidence in support of the
contentions of the counsel for the State
sustaining the rate act. The Southern
is represented by General Counsel A.
P. Thom and F. H. Busbee. There are
also here for the Southern the Vice-
President H. B. Spencer and General
Passenger Agent S. H. Hardwick. Mr.
E. J. Justice, ex-Governor Aycock, C.
S. Shepherd and F. H. Woodward ap-
pear for the State.

Outsiders Have Advantage.
The first three witnesses were trav-
eling men, who testified to having ob-
served travel conditions for several
years. They were F. W. McNairy, W.
S. Duffee and W. M. Hunt. All testi-
fied that cars were overcrowded and
that travel had increased greatly since
the reduction in fare. C. H. Ireland, a
hardware merchant of Greensboro, tes-
tified that shippers outside the State
have all the advantage over those do-
ing a wholesale or shipping business
within North Carolina. He gave exam-
ples of these discriminations, saying
they apply to practically all the prin-
cipal North Carolina towns, compared
with Virginia cities.

C. H. Ireland of Greensboro, was also
on the stand some time testifying to
conditions much as indicated in the tes-
timony by Ireland.

Only Two Years Back.

The afternoon session was taken up
with lengthy and at times spirited ar-
gument by counsel on a motion made
by counsel for the State renewing the
demand for permission to examine the
books of the Southern from June, 1905,
to date, and other equally important
questions. The Southern resisted the
demand, claiming that the books in-
cluding the right to verify and pre-
pare from the Southern's records ques-
tions E. J. Justice proposes to put to
Mr. Plant, of the Southern, and that
counsel for the State be given an op-
portunity to learn from the books of
the Southern the details of the organi-
zation of the company, what properties
were paid for in stocks and bonds,
what properties transferred to the com-
pany for stocks and the real value of
that property.

Standing Master Montgomery held
that he had passed on practically all
these matters in Washington, and re-
sisted that he would allow no further
investigation further back than two years;
that examinations must be at the ex-
pense of the defendants, and that only
matters pertinent could be examined.

Tilt Between Counsel.

In the argument General Counsel
Thom, for the Southern, took the po-
sition that the counsel for the State are
playing for time. Ex-Governor Aycock
denied this, and said counsel for the
Southern were taking things easy and
in quietude before the State. He was
forced into effect. With the pros-
pects of Southern in mind, Mr. Thom
replied that if that period was regarded
in North Carolina as a period of quiet-
ude he would have to get into the
Carolina storm. He reminded Ex-Gov-
ernor Aycock that in the State court
litigation last July he, Aycock, re-
garded two and a half hour's great
concession of time to allow him (Thom)
to prepare a case in a similar mat-
ter. He represented Aycock as having
dug the spurs into his bleeding side in
driving him to trial then, and insisted
that the State should have had its jus-
tification at hand when the rate act
was passed.

A written statement by the stand-
ing master overruling motions by the
State's counsel will be filed to-morrow,
and appeal taken immediately to Judge
Pritchard. A number of witnesses
will also be offered by the State's
counsel to-morrow, thereby concluding
the hearing until Judge Pritchard
passes on the appeals indicated.

NEW RAILROAD OPENS.

Norfolk and Southern Begins Service
Between Wilson and Washington.

WILSON, N. C., October 1.—Regular
passenger and freight service on the
Norfolk and Southern Railroad was
inaugurated yesterday, the first train
leaving here at 2 o'clock and the train
from Washington arriving shortly af-
terwards. Quite a crowd of people
witnessed the arrival and departure of
the first trains over the new road. It
is stated that the road between Rich-
mond and Raleigh will be in condition
for the operation of trains some time this
month. The Norfolk and Southern is
building quite a handsome brick pas-
senger station here at the corner of
Barnes and Spring streets, only one
block from the business section of the
town. The freight station on the same
block is already completed and oc-
cupied.

To-day a handsome North Carolina
State flag was unfurled from the flag
staff on the courthouse tower. This
flag was presented to the county by
Associated Justice H. C. Connor, of
the Supreme Court bench. Judge Con-
nor was elected by the voters of the
Wilson county, and the flag was pre-
sented as a testimonial of his appre-
ciation of kindnesses shown him by
our people.

Tobacco sales on the Wilson market
for the month of September amounted
to over 4,000,000 pounds. The average
price paid was about 10 cents. Cotton

Malaria

Fever Are You Immune? Chills




To prevent the attacks
of malarious or intermit-
tent fevers you should
take Elixir Babek, as it
removes the most obsti-
ate fevers. It contains
no quinine and is
absolutely free of
narcotic or dras-
tic qualities.

At this season
everybody
should

50c Bottles TAKE All Druggists

BABEK

Tom posture
up; headache;
nausea; faint-
ness; general
discomfort and
chills; fever
poor sleep; loss
of appetite; ex-
haustion.

Stomach
yawning; head-
ache; faint-
ness; chills;
nausea; fever
poor sleep; loss
of appetite; ex-
haustion.

Four-Kilo Run, Va.—J.
W. Miller says:
Without Babek I would be
obliged to change my resi-
dence, as I could not take
any of my horses. Babek is
more than you claim for it.

Port Amboy, N. J.—Rev.
S. J. Synnott, St. Steph-
en's Church, says:
I have given Babek to my
suffering with chills and
fever. It has been a great
benefit to me and I heartily
recommend it.

also is coming in freely, and the farm-
ers are well satisfied with the present
prices of both cotton and tobacco.

The United States government has
opened a recruiting station for the
army at Wilson, and several have al-
ready applied. One applicant has been
accepted and sent to Fort Slocum, N. Y.
The station here will probably be
maintained for several months if not
indefinitely.

RECEIVER IS NAMED.

Mr. Mooney Put in Charge of Crowder's
Mountain Mills.

[Special to The Times-Dispatch.]
CHARLOTTE, N. C., October 1.—
Judge S. S. Ferguson this morning ap-
pointed Mr. J. S. Mooney receiver for
the Crowder's Mountain Cotton Mills,
located at King's Mountain, the insti-
tution being declared insolvent. The
liabilities of the concern were inter-
viewed in the neighborhood of \$120,000, with
assets of less than half that sum. The
receiver is instructed under the order
of the court to operate the mill until
it is sold.

The Crowder Mountain Mill was or-
ganized and chartered about fourteen
years ago. Its capital stock, accord-
ing to the last issue of the blue book,
was \$41,000, and its equipment consists
of nine cards, 121 looms, and 3,592
spindles.

EXPECTS THE STATE TO WIN.

Governor Glenn Confident of Victory
in the State Cases.

[Special to The Times-Dispatch.]
WINSTON-SALEM, N. C., October 1.—
Governor R. B. Glenn, who is here to
address the Daughters of the Ameri-
can Revolution to-morrow, was inter-
viewed this afternoon. He expressed his
confidence in the State winning its
case in the passenger rate hearing be-
fore the United States Supreme Court.
He also believes that the final decision
in the cases now before the North
Carolina Supreme Court will be in
favor of the State.

The Governor was told that many
people are waiting to know if he will
be in the race next year for United
States Senator. "I am not giving that
matter any consideration just now,"
said the Governor, who stated that he
was working hard and endeavoring to
make the State the best Governor he
could. "I am not letting side take
care of itself so far as the sena-
torship is concerned," said the Gov-
ernor.

IMMENSE POWER PLANT.

To Supply Power to Many North Caro-
lina Towns from Salisbury.

[Special to The Times-Dispatch.]
SALISBURY, N. C., October 1.—It has
been definitely announced here that
the Whitney Reduction Company, own-
ers of the great water and electric
power plant at the celebrated narrows
on the Yadkin River, thirty miles from
this city, will make Salisbury the dis-
tributing station for North Carolina
for the electric power to be supplied to
scores of towns and cities in this sec-
tion. It is also stated that the com-
pany will keep its main offices in this
city, and that its interests will be
greatly increased by this part of
the State. The officers of the com-
pany state that power will be ready
for general use July 1, 1908. The
plant has a capacity of 45,000-
horse power.

FOR CITY IMPROVEMENTS.

Town of Salisbury Votes \$300,000 for
This Purpose.

[Special to The Times-Dispatch.]
SALISBURY, N. C., October 1.—With
a big majority in favor of the meas-
ure, Salisbury to-day voted \$300,000 of
thirty-year 5 per cent bonds for mu-

nicipal improvements. The bonds will
be issued in installments of \$50,000
annually, the money to be used in the
construction of sewers, water works,
street improvements and for other pur-
poses.

Loose Leg by Train.

[Special to The Times-Dispatch.]
ASHEVILLE, N. C., October 1.—
While trying to get a ride on a
freight train in the Southern Railway
yards last evening, Claude Cannon, a
sixteen-year-old boy, fell under the
train, and as a result of his injuries
one of his legs was later amputated.

SEVEN YEARS FOR BEAMER.

First of the Men Tried for Murder of
Anna Hall Found Guilty.

[Special to The Times-Dispatch.]
LYNCHBURG, VA., October 1.—The
jury in the case against Grover Beamer
this morning returned a verdict of
guilty of murder in the second degree
and his punishment was fixed at seven
years in the penitentiary.

Beamer, it will be recalled, was in-
dicted for the murder of Anna Hall, an
old woman, in Patrick county, during
the month of March last. It is
claimed, having given the revenue of-
ficials information relative to illicit
distilling operations in Patrick county,
and it was upon this that the case
went into the Federal courts in-
stead of in the Patrick county court.
The other men charged with the
same crime are W. E. Rakes, P. E.
Rakes, George Marlin and George
Booth, all of Patrick county, and ar-
rangements are being made for the
trial of these prisoners before Judge
McDowell during the coming week.

COMMISSIONERS ARE NAMED.

Messrs. Moore and Mann are Appointed
in Chesterfield.

[Special to The Times-Dispatch.]
CHESTERFIELD C. H., Va., October
1.—Mr. G. Willis Moore, member of the
Board of Supervisors from Midlothian
District, was on yesterday appointed
by Judge Watson as commissioner of
the revenue for No. 1 District, com-
prising Manchester, Midlothian and
Bermuda magisterial districts, to suc-
ceed Mr. Thomas E. Woodfin, who
serves in that capacity will termi-
nate with this year. Other candidates
for the appointment were S. G. Cowan,
Selwyn Hancock, W. G. Owens and G.
E. Robertson. Herschel V. Goode is
mentioned as the probable successor of
Mr. Moore as supervisor.

Samuel A. Mann, the veteran com-
missioner of the revenue for No. 2 Dis-
trict, was reappointed. The office of
commissioner in this county pays
about \$100 per month.

TO HANG FOR MURDER.

John Gilliam Sentenced to be Executed
November 1st.

[Special to The Times-Dispatch.]
MADISON C. H., Va., October 1.—
John Gilliam has been convicted in the
Madison Circuit Court of the murder
of Pearl Thomas, and sentenced to be
hanged November 1st.

Gilliam has been regarded as a de-
perate negro and his crime was a most
brutal one. After firing twice at the
woman, who locked herself in her
room, he cut and ran, and he was
seen with a bullet in his leg. He
seems callous as to his fate, and his
only request has been that when he
is hanged his body be turned over to
his family.

ROCKS THROWN AT TRAIN.

Three Negroes Arrested Near Heming-
ton for This Offense.

[Special to The Times-Dispatch.]
WARRENTON, VA., October 1.—E.
A. Embree, town sergeant of Remington,
arrested and placed in jail here this
afternoon Arthur Read, Lawrence
Burnett and John P. Williams, all
colored, charged with throwing stones
at a fast moving passenger train on
the main line of the Southern Railway
near the above place. No damage was
done as far as can be learned except
the breaking of the car windows.

Winchester Man Weds in Norfolk.

[Special to The Times-Dispatch.]
WINCHESTER, VA., October 1.—Mr.
Forster Monroe Hardesty, son of Mr.
J. Hardesty, a prominent Frederick
county resident, and Miss Ethel R.
Leban, daughter of Dr. J. L. Dr. and
Mrs. Lebanon of Norfolk, were mar-
ried last evening in St. Luke's Pro-
testant Episcopal Church, that city, by
the rector, Rev. Mr. Barr. After spend-
ing their honeymoon at the home of
the groom's parents, Mr. Hardesty, they
will live at Norfolk, where Mr. Har-
desty is connected with National Bank
of Commerce.

WILL WED TO-MORROW



MISS FLORENCE VIRGINIA MILLAR,
daughter of Colonel and Mrs. Samuel Rolfe Millar, who will be married on
the 3d of October to Lieutenant Samuel Gardner Waller, of Front Royal, Va.

BUENA VISTA GIRL WEDS GEORGIA MAN

Pretty Marriage in St. John's
Church of Miss Pauline Em-
bree to Mr. D. D. Towers.

COLOR SCHEME OF YELLOW

Evergreens and Roses Make
Beautiful Setting for the
Ceremony.

[Special to The Times-Dispatch.]
LEXINGTON, VA., October 1.—Miss
Pauline Embree, daughter of Mr. and
Mrs. Edward Lawrence Embree, of
Buena Vista, was married this evening
at 6:30 o'clock to Mr. Denison Dean
Towers, of Port Republic, Ga. The cere-
mony was solemnized in St. John's
Methodist Church, at Buena Vista,
which was tastefully decorated with
evergreens and roses, the color scheme
being yellow. The bride's pastor, Rev.
John B. Henry, was the officiating
minister. Mr. W. Sandborne presided
at the organ and played the wedding
marches.

The bride entered the church with
her father, who gave her away. She
was becomingly attired in white mar-
quisee, in train, trimmed with lace,
and wore a veil caught up with orange
blossoms. Her ornaments consisted of
a pendant of diamonds and pearls, the
gift of the bridegroom. The maid of
honor was Miss Ethel Pearsall, of
Westfield, N. J., cousin of the bride,
who wore white net over silk, yellow
tulle.

The bridesmaids were Miss Mary
Dean Towers, sister of the bridegroom,
of Marietta, Ga.; Miss Mary Steadman,
Austin, Tex.; Miss Mary Wortham,
Port Worth, Tex.; Miss Anna Paxton,
Miss Julia Willis and Miss Lois Em-
bree, sister of the bride, Buena Vista.
The bridegroom was attended by Mr.
Charles E. Randle, of Knoxville, Tex.,
as best man. The groomsmen were
Messrs. Royal B. Embree, brother of
the bride, and Laurie C. Sturges, Bris-
tol, Va. Abner A. Towers, Gadsden,
Ala.; William Towers, Rome, Ga.; Syd-
ney Dean, New Orleans, La.; Joel K.
Dean, New York.

The ushers were Messrs. Lawrence
Emmerson, Lexington, and Malcolm
Campbell, Walter G. Tyler and R.
Holmes Willis, Buena Vista.

Following the marriage a reception
was held at the hospitable home of
the bride's parents, Mr. and Mrs.
Towers took the northbound right
train for a trip to New York and other
points of interest. Among the guests
from a distance were Mr. and Mrs.
Leigh M. Pearsall, Westfield, N. J.;
Mr. and Mrs. Royal B. Embree, Bristol,
Va.; Mrs. Minton Dyke Clark, New
York City; Mrs. Florence Embree,
Cambridge, Mass., and Miss Mary Mills,
Sherman, Tex.

LARGE BARN BURNED.

Filled with Hay, Fodder and Farm
Implement.

[Special to The Times-Dispatch.]
FREDERICKSBURG, VA., October 1.—
R. B. Hildrup's large barn, near
Scrippswood, Spotsylvania county,
was burned Sunday night, with con-
tents of 15 tons of hay, 10,000 bun-
dles of blade fodder, valuable imple-
ments and harness. The horses were
saved. There was no insurance. It is
thought that a tramp caused the fire.

Dr. and Mrs. Roderick Dew, of Car-
oline county, announce the engagement
of their sister, Miss Alice Augusta
Dew, to Dr. T. Welch Dew, superin-
tendent of public schools of Northvi-
rginia county. The wedding will take
place November 8th.

Hon. D. B. Powers, Jr., the success-
ful candidate for the House of Dele-
gates in the recent Democratic pri-
mary in Caroline county, has filed his
statement of expenses, amounting to
\$18.15.

Mayor Thomas F. Wallace, of this
city, is absent from the city on a three
weeks' vacation. Councilman W. S.
Embery is performing the duties of
Mayor.

POLLARD TO COACH VIRGINIA.

Former Star Player Will Assist Head
Coach Johnson.

CHARLOTTEVILLE, VA., October 1.—
Hammond Johnson, head coach of the Uni-
versity of Virginia football team, will be
assisted this week by Dr. J. B. Pollard, one
of the best quarter-backs ever turned out
by Virginia, and by Branch Johnson, of Norfolk,
a former captain and guard on the Virginia
team.

Though Davidson held the Orange and
Blue to a tie score on Friday last, the belief
prevails that Johnson has the material for
making a first-class team. As was the case
last year, the back field will be particularly
strong. The trouble thus far is with the
line men, who, though heavy, seemed
unable to stop the Davidson backs. The
Presbyterians had practically a new team,
and Virginia had expected to make at least
two touchdowns. The "coasters" were much
disappointed, therefore, when Davidson
scored the first touchdown and outplayed
Virginia throughout the first half.

CONTRACT FOR Y. M. C. A.

Baltimore Man to Build Naval Y. M. C.
A. Given \$100,000.

[Special to The Times-Dispatch.]
NORFOLK, VA., October 1.—Work
will at once begin on the home which
John D. Rockefeller, the Standard Oil
magnate, has donated to the Norfolk
Naval Young Men's Christian Associa-
tion. J. Henry Miller, of Baltimore,
has been awarded the contract for the
erection of the modern six-story struc-
ture, for \$237,000.

The contract calls for the completion
of the building by December 1, 1908,
but it is said that it will be finished
long before that time.

AMHERST DEMOCRATS.

New Executive Committee Organized
With Tucker.

[Special to The Times-Dispatch.]
AMHERST, VA., October 1.—A meet-
ing of the newly-elected Democratic
Executive Committee of Amherst coun-
ty was held here to-day. Stickley
Tucker was elected chairman and O.
V. Hanger, secretary, both of them re-
ceiving the entire vote of the commit-
teemen present. Mr. Tucker, who has
been chairman for the past two years,
declined the honor.

KING WILLIAM COURT.

Appointment of Mr. Hill as Commis-
sioner Causes Surprise.

[Special to The Times-Dispatch.]
ETNA MILLS, VA., October 1.—The
October term of King William Circuit
Court convened to-day. Judge C. B.
Jones presiding. There is a large
number of cases on the docket, and
many of the cases are ready to go into
court. Judge Jones appointed on yesterday
Mr. John Hill, of Manassas, as com-
missioner of Revenue for the county
of King William. This was a sur-
prise to the friends of Mr. Wirt Neal,
the present incumbent, who had a peti-
tion signed by a number of friends,
Mr. Alexander Campbell also had a peti-
tion, and Mr. Hill is well qualified for
the office, and will make a good officer.

NEW ACADEMY IN DANVILLE.

TO BE OPENED NEXT WEEK.

[Special to The Times-Dispatch.]
DANVILLE, VA., October 1.—The
new Academy of Music being built
here by E. A. Sells, the well-known
theatrical man, will be opened on Oc-
tober 8th. The playhouse has been un-
der construction for some time, and
will be modern in every detail. Dan-
ville has been without a theatre of
any kind for the past two years on ac-
count of the burning of the old theatre.
The site for the theatre was donated
Mr. Sells by popular subscription.

Why
Wait Any Longer.

Our New Comet Heaters Are Here.

You'll need a good Heater
soon.
The Comet is the best. We
are prepared to sell you this
Stove at the lowest price. It
has never failed to give satis-
faction.

FLASH and BELLE

The Best WOOD BURNERS Made.

Magic, Patapsco, first-class
cooks and bakers. Steel Ranges
at \$40.

Rothert & Co.

FURNITURE, CARPETS, STOVES.

FOURTH & BROAD STS., RICHMOND, VA.

Members Retail Merchants' Association.

ROUNTREE'S RETAIL STORE,

703 East Broad Street,

Is the Headquarters for

TRUNKS, BAGS and SATCHELS

Everything in the best of style—direct from the
factory to the consumer—at
WHOLESALE PRICES.

You furnish the Horse, We'll furnish everything else.

BRISTOW & MOORE

HORSE OUTFITTERS

Manufacturers of

Buggies, Runabouts, Wagons, Trucks, Drays

And Everything in Vehicles

Office and Salesroom: 1407 E. Main St., Phone 5915.

Factory: 1600 E. Franklin St., Phone 2174.



Hang Your Faith on Our Carriages.

The greatest value given to-
day in Virginia on Buggies, Run-
abouts, Surreys, Wagons and
Harness.

Prices in reach of everybody.

Ainslie Carriage Co.,

Salesroom and Factory,
Nos. 8, 10 and 12 S. Eighth St.
RICHMOND, VA.

Feel Bad

Can't think? Get
load or back ache?
Falls all over your
body? Try—
HICKS'
CAPUDINE
IT'S LIQUID
10 Cts
EFFECTS IMMEDIATELY
REMOVES THE CAUSE,
Relieves Indigestion, Pains also
Regular size 25c & 50c at drug stores

Ohio Feed and Ensilage Cutters.

The Best on the Market.
Get our prices and descriptive cata-
logue of Farm Implements and Sup-
plies.

The Implement Company,

1302 East Main Street,
RICHMOND, VA.

FLOOR PAINTS.

BEST READY-MIXED PAINTS,
Naxene, Floor Wax, Brushes, &c

Tanner Paint and Oil Co.

119 E. Main - - - RICHMOND, VA.

Boys' and Girls' School Shoes

Souvenir With Every Pair.

LUMBER

Shed, Blinds, Doors, Siding,
Fence, etc., etc., etc.
WOODWARD & SON, Richmond, Va.

Married Women

Every woman covets a
shapely, pretty figure, and
many of them deplore the
loss of their girlish forms
after marriage. The bearing
of children is often destructive
to the mother's shapeliness.
All of this can be avoided,
however, by the use of Mother's Friend before baby comes, as this
great liniment always prepares the body for the strain upon it, and
preserves the symmetry of her form. Mother's Friend overcomes all the
danger of child-birth, and carries the expectant mother safely through
this critical period without pain. It is woman's greatest blessing.
Thousands gratefully tell of the benefit and relief derived from the
use of this wonderful
remedy. Sold by all
druggists at \$1.00 per
bottle. Our little
book, telling all about
this liniment, will be sent free.

Mother's Friend

The Bradford Register Co., Agents, N. C.